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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE ISMAEL SERRANO,

Defendant.

No. CR 07-00212 WHA-001

NOTICE OF VOLUNTARY DISMISSAL  
OF PENDING MOTION UNDER 28 U.S.C.  
§ 2255

**Court:** Hon. William H. Alsup

**NOTICE OF VOLUNTARY DISMISSAL**

Petitioner Jose Ismael Serrano, through undersigned counsel, hereby gives notice of voluntary dismissal of his Motion to Vacate under 28 U.S.C. § 2255 filed on June 17, 2016 (Dkt. 171.) *See* Fed. R. Civ. P. 41(a)(1)(A)(i); Rules Governing Section 2255 Cases, Rule 12 (stating that the Federal Rules of Civil Procedure may be applied in § 2255 proceedings). Petitioner no longer seeks relief through section 2255. The government has not yet filed an answer to the pending motion, and so Petitioner may voluntarily dismiss his Motion to Vacate pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i). *See* Fed R. Civ. P. 41(a)(1)(A)(i), 41(a)(1)(B); Rules Governing Section 2255 Cases, Rule 12.

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3 Date: March 15, 2017

Respectfully submitted,

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5 STEVEN G. KALAR  
Federal Public Defender

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7 /s/  
GRACE R. DiLAURA  
Assistant Federal Public Defender  
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